

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

JOHN DURRELL HOLCOMB,

Plaintiff, No. CIV S-02-2417 LKK KJM P

vs.

HIGH DESERT STATE PRISON, et al.,

Defendants. ORDER

Defendants' motion for enforcement of the parties' settlement agreement is before the court. More briefing is required before the court can resolve the motion. Therefore, IT IS HEREBY ORDERED that:

1. Within fifteen days, defendants shall file a brief addressing whether the settlement agreement referenced in their May 26, 2009 motion for enforcement is void because paragraph 8 of the agreement was crossed out by agreement of plaintiff's counsel and defendants' counsel after plaintiff signed the agreement and without plaintiff's consent; and

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1           2. Plaintiff may file a reply brief within twenty days of defendants'  
2 brief.

3 DATED: September 24, 2009.

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5           U.S. MAGISTRATE JUDGE

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